

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NOS. 1999-449-T and 2012-294-T - ORDER NO. 2013-138

MARCH 22, 2013

IN RE: Docket No. 1999-449-T – Application of)	ORDER GRANTING
Willie N. Rembert, Sr. for a Class C (Taxi))	REINSTATEMENT OF
Certificate of Public Convenience and)	CERTIFICATE
Necessity)	
)	
and)	
)	
Docket No. 2012-294-T – Petition of the)	
Office of Regulatory Staff for Commission to)	
Order a Rule to Show Cause as to Why the)	
Certificates of Public Convenience and)	
Necessity for Certain Motor Carriers Should)	
Not Be Revoked for Failure to File 2011)	
Annual Reports)	

This matter comes before the Public Service Commission of South Carolina (the “Commission”) by way of a request filed by Willie N. Rembert, Sr. (the “Applicant”) to reinstate the Applicant’s Class C Taxi Certificate of Public Convenience and Necessity No. 6839 issued to the Applicant pursuant to Commission Order No. 1999-809, dated November 18, 2009.

On July 24, 2012, a Petition for a Rule to Show Cause¹ was filed by the South Carolina Office of Regulatory Staff (“ORS”) as to why the Certificates of Public Convenience and Necessity of certain carriers should not be revoked for failure to file 2011 annual reports and thereby failing to comply with the statutes governing operations

¹ See Docket No. 2012-294-T.

of motor vehicle carriers in South Carolina. The record reflects that the Applicant was listed in and served with the Rule to Show Cause for failure to file an annual report.

For those motor carriers who had not responded to the prior notifications of noncompliance, a formal hearing regarding this matter was held on November 7, 2012. The Commission found that the Certificates of Public Convenience and Necessity held by certain carriers, including the Applicant, should be revoked and cancelled for the violation of failing to file annual reports. Accordingly, the Commission issued Order No. 2012-871, which cancelled the Applicant's Certificate No. 6839.

By request filed February 26, 2013, the Applicant requests that the Certificate in question be reinstated. The original Application for certification of Willie N. Rembert, Sr. provides documentation regarding the Applicant's stated knowledge of and commitment to abide by all relevant statutes and Commission regulations.

The Commission has reviewed the case before it and, after due consideration, the Commission concludes that the above-mentioned Certificate should be reinstated, subject to compliance with all the applicable statutes and the Commission's Rules and Regulations, and that prior to such compliance and certification, regulated motor carrier services shall not be provided by the Applicant.

IT IS THEREFORE ORDERED:

1. That Class C Taxi Certificate of Public Convenience and Necessity No. 6839 of Willie N. Rembert, Sr. be, and hereby is, reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.

2. That all operating rights authorized under the Certificate are hereby reinstated, subject to compliance with the applicable statutes and the Commission's Rules and Regulations.

3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



David A. Wright, Chairman

ATTEST:



Randy Mitchell, Vice Chairman
(SEAL)